

In The Claims:

The listing of claims will replace all prior versions, and listings, of claims in the application:

5 Listing of Claims:

1. (Currently Amended) A method for determining existence of a disk in an optical disk drive, the method comprising: focusing a laser beam of a first wavelength, and determining whether a disk is inserted into an optical disk drive according to the generation of a first predetermined signal; and focusing a laser beam of a second
10 wavelength if the first predetermined signal is not generated, and determining whether a disk is inserted into an optical disk drive according to the generation of a second predetermined signal.
2. (Original) The method of claim 1 wherein the laser beam of the first wavelength and the laser beam of the second wavelength are emitted from an optical pick-up head.
- 15 3. (Currently Amended) The method of claim 12 wherein the step of focusing comprises moving the pick-up head for changing a focal point, and the method further comprises receiving a focus error signal from a photo detector.
4. (Original) The method of claim 1 wherein the first predetermined signal is an S-curve or an RF level signal.
- 20 5. (Original) The method of claim 1 wherein the second predetermined signal is an S-curve or an RF level signal.
6. (Currently Amended) A method for determining existence of a disk in an optical disk drive, the method comprising: utilizing a laser beam of a first wavelength to execute focusing and detecting the generation of a first predetermined signal; utilizing a laser
25 beam of a second wavelength to execute focusing and detecting the generation of a second predetermined signal; determining whether a disk is inserted into an optical disk drive according to the generation of at least one of the first predetermined signal and the second predetermined signal.

7. (Currently Amended) The method of claim 67 wherein the laser beam of the first wavelength and the laser beam of the second wavelength are emitted from an optical pick-up head.
8. (Currently Amended) The method of claim 67 wherein the action of focusing
5 comprises moving the pick-up head for changing a focal point, and the method further comprises receiving a focus error signal from an photo detector.
9. (Currently Amended) The method of claim 67 wherein the first predetermined signal is an S-curve or an RF level signal.
10. (Currently Amended) The method of claim 67 wherein the second predetermined
10 signal is an S-curve or an RF level signal.